

Gp/2173
#5
03-18-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gips and Betke

Serial No: 09/892,254

Filed: June 27, 2001

Title: *Automated Visual Tracking For
Computer Access*



Docket No.: BOK-002.01

Group Art Unit: 2173

Examiner: To Be Assigned

RECEIVED

FEB 27 2002

Technology Center 2100

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on January 25, 2002.

Michael Phelan
Michael Phelan

Commissioner for Patents
Washington, D.C. 20231

**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. § § 1.56 and 1.97 (b)(3), submitted herewith on a Form PTO-1449 is a list of publications known to Applicants and their Attorney. A copy of each publication is also being submitted herewith. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute

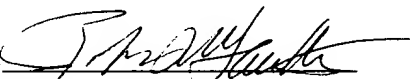
“prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents should one or more of the documents be applied against the claims of the present application.

Under 37 C.F.R. § 1.97 (b)(3), this Information Disclosure Statement is being submitted before the mailing date of the first Office Action on the merits; therefore, no fees are believed to be due. However, the Commissioner is hereby authorized to charge any required fee to our Deposit Account, **No. 06-1448**.

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

Dated: January 25, 2002

By: 
Robert W. Gauthier
Attorney for Applicants
Reg. No. 35,153

Customer No.: 25181
Patent Group
Foley, Hoag & Eliot LLP
One Post Office Square
Boston, MA 02109
Voice: (617) 832-1000
Facsimile: (617) 832-7000

Form PTO-1449

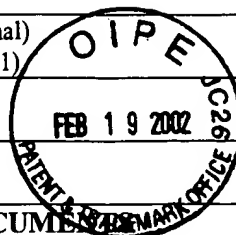
**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**
(Use several sheets if necessary)

Docket Number (Optional)
BOK-002.01 (00888-201)

Application Number
09/892,254

Applicant
Gips and Betke

Filing Date
June 27, 2001

Group Art Unit
2173

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**COPY OF PAPERS
ORIGINALLY FILED**
FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages Etc.)

AK	Essa, Irfan A.; "Computers Seeing People"; American Association for Artificial Intelligence, Summer 1999, p. 69-82.					
AL	Gips, James, et al.; "Direct Control of the Computer through Electrodes Placed Around the Eyes"; Human-Computer Interaction: Applications and Case Studies, Proceedings of the Fifth International Conference on Human-Computer Interaction, (HCI International '93), Orlando Florida, August 8-13, 1993 Volume I, p. 630-635.					
AM	Gips, James, et al.; "Progress with EagleEyes"; Isaac Dublin 1998; 24 th -27 th August 1998, UCD, Dublin, Ireland; p. 458-459.					
EXAMINER					DATE CONSIDERED	

RECEIVED
FEB 27 2002
Technology Center 2100

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.